

October 2015

Table of Contents

DePaul College of Law

Follow this and additional works at: <https://via.library.depaul.edu/jhcl>

Recommended Citation

DePaul College of Law, *Table of Contents*, 16 DePaul J. Health Care L. (2014)
Available at: <https://via.library.depaul.edu/jhcl/vol16/iss2/1>

This Front Matter is brought to you for free and open access by the College of Law at Digital Commons@DePaul. It has been accepted for inclusion in DePaul Journal of Health Care Law by an authorized editor of Digital Commons@DePaul. For more information, please contact digitalservices@depaul.edu.

DEPAUL JOURNAL OF HEALTH CARE LAW

VOLUME 16

SUMMER ISSUE

NUMBER 2

ARTICLES

- | | | |
|---|---------------------------------------|-----|
| Making the Competition for Health Care Dollars a Fair Fight: The Role of Antitrust Law in Improving Efficiency in the U.S. Health Care Market | <i>Stephanie A. Alessi</i> | 107 |
| Self-Governance by Humanitarian Non-State Actors in Health and Nutrition Relief | <i>Shahla Ali</i>
<i>Tom Kabau</i> | 141 |
| The Future of Health Care: We Are Our Own Worst Enemies | <i>Nelson J. Dunlap</i> | 165 |

DePaul University College of Law
Chicago, Illinois

Cite as 16 DEPAUL J. HEALTH CARE L.
Copyright 2014 DePaul University
All Rights Reserved
DEPAUL JOURNAL OF HEALTH CARE LAW

DEPAUL JOURNAL OF HEALTH CARE LAW (ISSN: 1551-8426) is published quarterly by DePaul University College of Law. Subscriptions are \$50.00 per year; single issues cost \$25.00 per copy. Subscriptions are accepted only on a per volume basis, are payable in advance, and will be renewed automatically unless notification to the contrary is received.

Change of address should be mailed to the DEPAUL JOURNAL OF HEALTH CARE LAW at least thirty days before the next issue to ensure delivery. Include old and new address, with ZIP codes.

Back issues of the DEPAUL JOURNAL OF HEALTH CARE LAW can be obtained directly from DePaul University College of Law.

Each year the DEPAUL JOURNAL OF HEALTH CARE LAW publishes articles on health law subjects of current interest to health care practitioners, legal researchers, scholars and health care professionals. The editors welcome submission of manuscripts by established scholars in the field of health care law, as well as the broad field of health care where matters of ethics, medical practices or economics have legal implications. Manuscripts submitted by candidates admitted to the bar and by other professionals will be considered articles. Manuscripts written by students at accredited law schools will be considered notes or comments. All manuscripts submitted to and published by the DEPAUL JOURNAL OF HEALTH CARE LAW are peer-reviewed by practicing attorneys, health care practitioners, scholars and other health care professionals.

Although the DEPAUL JOURNAL OF HEALTH CARE LAW generally grants great deference to an author's work, the JOURNAL retains the right to determine the final published form of every article.

Manuscripts submitted for publication in the DEPAUL JOURNAL OF HEALTH CARE LAW must be typed and double spaced with footnotes appended to the main body of the article. Citations must conform to *The Bluebook: A Uniform System of Citation* (19th ed.), copyright by the *Columbia, Harvard and University of Pennsylvania Law Reviews* and the *Yale Law Journal*. Manuscripts will not be returned unless specifically requested. Please send manuscripts to:

Editor-in-Chief
DEPAUL JOURNAL OF HEALTH CARE LAW
25 East Jackson Boulevard, Room 224
Chicago, Illinois 60604-2287
(312) 362-5634

As it is one objective of the DEPAUL JOURNAL OF HEALTH CARE LAW to be a forum for the free expression and interchange of ideas, the opinions and positions stated in signed material are those of the authors and not by the fact of the publication necessarily those of the editors or of the Health Law Institute of DePaul University. Contributing authors are requested and expected to disclose any financial, economic or professional interest or affiliation that may influence positions taken or advocated in their articles. That they have done so is an implied representation by each author.

DEPAUL JOURNAL OF HEALTH CARE LAW

VOLUME 16

SUMMER ISSUE

NUMBER 2

BOARD OF EDITORS

Gretchen Harper
Editor-in-Chief

Tyler Scheid
*Authorities
Editor*

Andrea Preisler
*Executive Text
Editor*

Joshua Gertz
*Managing & Business
Editor*

WRITING STAFF

Nelson Dunlap
Adam Findlay
Stephanie Garces

Haley Guion
Dominic O'Keefe
Jake Roberts
Eliot Tracz

Interim Director of Health Law Institute

Kate Schostok

Faculty Advisor

Freeman Farrow

DEPAUL UNIVERSITY COLLEGE OF LAW

GENERAL ADMINISTRATION

REV. DENNIS H. HOLTSCHEIDER, C.M., Ed.D., President
REV. JOHN T. RICHARDSON, C.M., Chancellor
DONALD B. POPE-DAVIS, PhD. Provost
ROBERT L. KOZOMAN, C.P.A., Executive Vice President
REV. EDWARD R. UDOVIC, C.M., Ph.D., Secretary of the University
JEFFREY J. BETHKE, Treasurer of the University
J.D. BINDENAGEL, Vice President for Community, Government, & International Affairs
JAY BRAATZ, Ed.D., Vice President for Planning & Presidential Administration
CINDY SUMMERS, Interim Vice President for Student Affairs
MARY C. FINGER, Senior Vice President for Advancement
BONNIE FRANKEL, C.P.A., Vice President for Finance
MARK HAWKINS, Controller
ROBERT JANIS, Vice President for Facilities Operations
DAVID H. KALSBECK, Ph.D., Senior Vice President for Enrollment Management & Marketing
CINDY LAWSON, Vice President of Public Relations and Communications
BOB MCCORMICK, Vice President for Information Services
PATRICIA O'DONOGHUE, Vice President for Alumni Outreach & Engagement
ELIZABETH F. ORTIZ, Ed.D., Vice President for Institutional Diversity & Equity
JOSÉ D. PADILLA, J.D., Vice President and General Counsel

LAW ADMINISTRATION

GREGORY MARK, Dean
DAVID L. FRANKLIN, Vice Dean
MICHAEL S. BURNS, Dean, Admissions & Student Administration
WILLIAM CHAMBERLAIN, Dean, Law Career Services
BRIAN F. HAVEL, Dean for International Affairs
NANCY HERSHFIELD, Dean, Development & Alumni Relations
DEBORAH HOWARD, Dean of Institutional Strategy, Planning
ANDREA D. LYON, Dean of Clinical Programs
KORTNEY MOORE, Director, Marketing & Communications
ERIKA RODITIS, Director of Business of Operations
HOWARD M. RUBIN, Dean for Lawyering Skills
FRANCINE SOULINAS, Chief of Staff & Dean for Strategic Community Alliances
SUSAN E. THROWER, Director, Legal Writing & Research Program
DIANA C. WHITE, Dean, Student Affairs

LAW FACULTY

BENJAMIN E. ALBA, Instructor: B.S., DePaul University; J.D., Loyola University of Chicago
SIOBAN ALBIOL, Instructor: B.A., University of Texas; J.D., Loyola University of Chicago
PHILLIP S. ASHLEY, Associate Professor: B.A., Rockford College; J.D., Tulsa University; LL.M., New York University
M. CHERIF BASSIOUNI, Distinguished Research Professor, Professor Emeritus: J.D., Indiana University; LL.M., John Marshall Law School; S.J.D., George Washington University
MARY BECKER, Professor: B.S., Loyola University of Chicago; J.D., University of Chicago
MARY ANN BECKER, Instructor: B.A., Northwestern University; J.D., DePaul University

MONU BEDI, Assistant Professor: B.A., Dartmouth College; M.Phil, University of Cambridge, U.K.; J.D., Harvard
BARBARA B. BRESSLER, Associate Professor: B.S., University of Minnesota; J.D., DePaul University
EMILY CAUBLE, Visiting Professor:
LEONARD L. CAVISE, Professor: B.A., Hamilton College; J.D., Georgetown University
SUMI K. CHO, Professor: B.A., J.D., Ph.D., University of California
ALBERTO R. COLL, Professor: B.A., Princeton University; J.D., Ph.D., University of Virginia
MICHELLE BROWN CUE, Instructor: B.A., University of Illinois; J.D., University of Illinois
JOHN F. DECKER, Professor Emeritus: B.A., University of Iowa; J.D., Creighton University; LL.M., New
York University; J.S.D., New York University
KATHERYN M. DUTENHAVER, Associate Professor: B.A., North Central College; J.D., DePaul University
WENDY EPSTEIN, Assistant Professor: B.A., University of Illinois at Urbana; J.D. Harvard
FREEMAN L. FARROW, Assistant Professor: B.A., Amherst College; M.D., University of Massachusetts
Medical School; J.D., University of Michigan
DAVID L. FRANKLIN, Associate Professor: B.A., Yale College; J.D., University of Chicago
JEROLD A. FRIEDLAND, Professor: B.A., M.A., New York University; J.D., Brooklyn Law School; LL.M.,
Georgetown University
STEPHANIE FUSCO, Visiting Professor: J.S.D. Stanford; J.S.M.; M.B.A.; LL.M
PATTY GERSTENBLITH, Distinguished Research Professor: A.B., Bryn Mawr College; Ph.D., Harvard
University; J.D., Northwestern University
ANDREW GOLD, Associate Professor: B.A., Dartmouth College; J.D., Duke University
STEVEN R. GREENBERGER, Associate Professor: B.A., University of Illinois; J.D., Yale University
MICHAEL GRYNBERG, Associate Professor: B.A., Carleton College; J.D. University of Virginia School of
Law
RAYMOND J. GRZEBIELSKI, Associate Professor: B.A., Northwestern University; M.B.A., University of
Chicago; J.D., Northwestern University; LL.M., Georgetown University
BRIAN F. HAVEL, Professor: B.A., M.A., B.C.L., University of Dublin; LL.M., J.S.D., Columbia University
MAX HELVESTON, Assistant Professor: B.A., University of Michigan; J.D., Yale University
DONALD H.J. HERMANN, Professor: A.B., Stanford University; M.A., Northwestern University; J.D.,
Columbia University; LL.M., Harvard University; Ph.D., Northwestern University; M.A.A.H., Art
Institute of Chicago
MICHAEL S. JACOBS, Professor: B.A., Dartmouth College; J.D., Yale University; M.P.H., Johns Hopkins
University
BARRY KELLMAN, Professor: B.A., University of Chicago; J.D., Yale University
SANDRA KUPELIAN, Instructor: B.A., University of Wisconsin; J.D., DePaul University
ROBERTA R. KWALL, Raymond P. Niro Professor of Intellectual Property: A.B., Brown University; J.D.,
University of Pennsylvania
STEPHAN A. LANDSMAN, Robert A. Clifford Professor of Tort Law and Public Policy: B.A., Kenyon
College; J.D., Harvard University
JULIE D. LAWTON, Assistant Professor: B.S., Florida A&M University; J.D., Howard University; LL.M.,
Georgetown University
WAYNE K. LEWIS, Professor: B.A., Rutgers University; J.D., Cornell University
MARGIT LIVINGSTON, Professor: B.A., Augsburg College; M.A., J.D., University of Minnesota; LL.M.,
University of Illinois
ANDREA D. LYON, Professor: B.A., Rutgers University; J.D., Antioch School of Law
JODY MARCUCCI, Instructor: B.A., University of Wisconsin; J.D., DePaul University
GREGORY MARK, Dean: B.A., Butler University; J.D., University of Chicago; M.A., Harvard University
CARY MARTIN, Assistant Professor: B.S., University of Illinois; J.D. Northwestern University School of
Law
MARK MOLLER, Associate Professor: B.A., Duke University; J.D., University of Chicago Law School;
LL.M., University of Cambridge
DANIEL I. MORALES, Assistant Professor: B.A., Williams College; J.D., Yale University
ALLEN MOYE, Associate Professor: B.A., Howard University; J.D., University of Richmond; M.L.S.,
Catholic University
MARLENE NICHOLSON, Emeritus Professor: B.A., J.D., University of California at Los Angeles
ALLISON I. ORTLIEB, Instructor: B.A., J.D., University of Chicago
BRUCE L. OTTLEY, Professor: B.A., University of Missouri; M.A., University of Iowa; J.D., University of
Iowa; LL.M., Columbia University

MARTHA PAGLIARI, Instructor: B.A., University of Notre Dame; J.D., DePaul University
 STEVEN RESNICOFF, Professor: B.A., Princeton University; J.D., Yale University
 JOHN C. ROBERTS, Professor Emeritus: B.S., Northwestern University; LL.B., Yale University
 ZOË ROBINSON, Associate Professor: B.Mus., Queensland Conservatorium of Music, Griffith University;
 B.A., Australian National University; LL.B., Australian National University; J.D., University of Chicago
 DAVID RODRIGUEZ, Visiting Professor: B.S., University of Illinois; J.D., University of Michigan
 HOWARD M. RUBIN, Associate Professor: B.A., University of Illinois; J.D., DePaul University
 JANE RUTHERFORD, Professor: A.B., University of Chicago; J.D., University of Michigan
 JOSHUA D. SARNOFF, Professor: B.S., Massachusetts Institute of Technology; J.D., Stanford University
 STEPHEN A. SIEGEL, Distinguished Research Professor: B.A., Columbia University; J.D., LL.M., Harvard
 University
 TERRY SMITH, Distinguished Research Professor: B.A., Brown University; J.D., New York University
 WILLIAM W. STUART, Professor: B.A., Stanford University; LL.B., Washington and Lee University
 SUSAN E. THROWER, Associate Professor: B.A., University of Virginia; J.D., Wake Forest University
 ALLISON BROWNELL TIRRES, Assistant Professor: B.A., Princeton University; M.A., J.D., Ph.D., Harvard
 University
 DEBORAH TUERKHEIMER, Professor: B.A., Harvard University; J.D., Yale Law School
 VINCENT VITULLO, Professor Emeritus: A.B., J.D., Loyola University of Chicago; LL.M., Yale University
 ANTHONY G. VOLINI, Instructor: B.S., Benedictine University; J.D., Loyola University of Chicago
 MARK C. WEBER, Vincent de Paul Professor of Law: B.A., Columbia University; J.D., Yale University
 JUDGE WARREN D. WOLFSON, Distinguished Visiting Professor: B.S., University of Illinois at Chicago;
 LL.B., University of Illinois

VINCENT G. RINN LAW LIBRARY

ALLEN R. MOYE, Director & Associate Professor: B.A., Howard University; J.D., University of Richmond;
 M.L.S., Catholic University
 WALTER BAUMAN, Librarian, Government Documents: B.A., University of Illinois at
 Chicago; M.L.S., Rosary College
 MARK GIANGRANDE, Librarian, Legal Research Specialist: B.S., Northwestern University;
 J.D., IIT Chicago-Kent; M.L.S., University of Texas
 DENISE GLYNN, Librarian, Head of Cataloging: B.S., Northern Illinois University; M.L.S.,
 Rosary College
 MILTA HALL, Associate Director, Public Services: B.A., Memphis State University; M.A.,
 University of Wisconsin, University of Illinois; J.D., DePaul University
 MARY LU LINNANE, Associate Director, Technical Services: B.A., Marquette University;
 M.L.S., University of Wisconsin at Milwaukee
 MICHAEL SCHIFFER, Associate Director, Computer Services: B.A., University of Chicago;
 J.D., University of Michigan; M.L.S., Rosary College
 MARIA WILMER, Librarian, Legal Research Specialist: B.A., A.M.L.S., University of Michigan

ADJUNCT FACULTY

Jeff Atkinson, J.D.	Christopher Carmichael, J.D.	Kelli Dudley, J.D.
Michael Bergmann, J.D.	Patrick Cassidy, J.D.	Colin Dunn, J.D.
Shalom Bersson, J.D.	Caroline Chapman, J.D.	Maureen Egan, J.D.
Steve Brandstedt, J.D.	James Clark, J.D.	Bradley Erens, J.D.
Hon. Mary M. Brosnahan, J.D.	Michael Clark, J.D.	Sharon Fairley, J.D.
Vincent Browne, J.D.	Zachary Clopton, J.D.	Paul Fine, J.D.
Patrick Bruks, J.D.	Erin Cobb, J.D.	Lawrence Fox, J.D.
Pat Burns, J.D.	Brian Collins, J.D.	David Ganfield, J.D.
Roxane Busey, J.D.	John Conroy, J.D.	Dean Gerber, J.D.
Hon. Anthony Calabrese, J.D.	Karen Conti, J.D.	Robert Gevirtz, J.D.
Zachary Calo, J.D.	Susan Cox, J.D.	Hon. Daniel Gillespie, J.D.
Mary Anne Capron, J.D.	Jules Crystal, J.D.	Leonard Goodman, J.D.
Natalie Carlomango, J.D.	Daniel Cullen, J.D.	Michael Graham, J.D.

Ellen Gutiontov, J.D.
Susan Haddad, J.D.
Maria Harrigan, J.D.
Timothy Hoffmann, J.D.
Kristen Hudson, J.D.
Hon. Jack Hynes, J.D.
Tony Iweagwu, J.D.
Patrick Jones, J.D.
Thomas Judge, J.D.
Susan L. Kennedy, J.D.
Cheryl Kettler, J.D.
Brent Kidwell, J.D.
Hon. John Kirby, J.D.
Kenneth Kraus, J.D.
Robert Labatc, J.D.
Jordan Lapkon, J.D.
Valarie Leopold, J.D.
Lisa Lcvine, J.D.
O. Gregory Lewis, J.D.
Katy Lewis, J.D.
John Lillig, J.D.
Robert Loeb, J.D.
Mary Rita Luccke, J.D.

Terrence MacCarthy, J.D.
Scott Main, J.D.
Crystal Marchigiani, J.D.
Sibyl Medie, J.D.
Alan Mills, J.D.
Jocy Mogul, J.D.
Robert Morris, J.D.
Sandy Morris, J.D.
Michael Morrissey, J.D.
Andrew Moshirnia, J.D.
Craig Mousin, J.D.
John Mulligan, J.D.
Brian Nach, J.D.
Peter Newman, J.D.
Jennifer Niemec Dunn, J.D.
Kevin Noonan, J.D.
Paul Olszowka, J.D.
Kevin Pak, J.D.
Deborah Pergament, J.D.
Todd Pugh, J.D.
Jody Raphael, J.D.
Jay Readey, J.D.
Timo Rehbock, J.D.

Trish Rich, J.D.
Martin Robins, J.D.
David Rodriguez, J.D.
Jessica Romero, J.D.
Judith Scheiber, J.D.
Susan Schierl Sullivan, J.D.
John Schmidt, J.D.
Katherine Schostok, J.D.
Sam Shim, J.D.
Joel Simberg, J.D.
Kathryn Starshak, J.D.
Geraldine Stroka, J.D.
Lawrence Swibel, J.D.
Jill Tanz, J.D.
Joi Thomas, J.D.
Joseph Thompson, J.D.
Mario Ventrelli, J.D.
Elizabeth Vastine, J.D.
Elisabeth Ward, J.D.
Torrick Ward, J.D.
Laura Weiler, J.D.
Loren Wells, J.D.
Lori Yokoyama, J.D.

